

Application No.: 10/822397

Case No.: 58448US007

REMARKS

Claims 23-44 are pending.

Claims 23-44 stand rejected under the judicially created doctrine of obviousness-type double patenting in view of specified claims in U.S. Patent No. 6,719,426.

Without acquiescing in the appropriateness of the rejection, and reserving the right to argue the merits of such rejection as appropriate, in order to expedite the prosecution of the present application Applicants submit herewith a Terminal Disclaimer in compliance with 37 C.F.R. §1.321. In view of this Terminal Disclaimer, the rejection under the judicially created obviousness-type double patenting doctrine is deemed to be moot. In view of the above amendments, it is believed that all of the claims are now in condition for allowance. Accordingly, withdrawal of the rejections and an early indication of allowance is earnestly solicited.

In view of the above, it is submitted that the application is in condition for allowance. Reconsideration of the application is requested.

Respectfully submitted,

Date

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